

2 Oakland vice cops arrested on drug charge

FEB 6 1981

By Harry Harris
Tribune Staff Writer

Two members of the Oakland Police Department vice squad were arrested by federal drug agents today on cocaine trafficking charges.

Officers Wayne Brown, 29, and his partner, Carl Gayden, 30, were arrested by U.S. Drug Enforcement Administration agents and city vice squad officers when they reported to work at the Oakland Police Administration Building this morning.

The arrests, sources said, were not connected to the arrests earlier this week of a Berkeley policeman and an Alameda deputy sheriff, also on cocaine traffic charges.

Oakland police said an investigation began several months ago when information was received from confidential sources that an Oakland vice squad officer was involved in narcotics trafficking

in the Oakland area.

The aid of the DEA was enlisted for a joint investigation, police said.

The probe culminated with today's arrests on warrants charging the two officers with federal violations. Brown, a member of the Oakland police force for seven years who has been assigned to the vice squad for almost two years, was charged with conspiracy to distribute cocaine, obstructing justice and being an accessory after the fact.

Gayden, also a seven-year Oakland police veteran and for nearly two years a vice squad officer, was charged with conspiracy to distribute cocaine.

Sources said other arrests are anticipated.

Both men have been placed on administrative leave and action has begun to terminate their police employment, authorities said.

Cop called a pusher's spy

FEB 7 1981

By the Tribune Staff

One of two Oakland narcotics officers arrested Friday on charges of trafficking in cocaine also has been indicted by a federal grand jury on charges of helping an alleged drug dealer dodge a federal warrant.

Five other persons were arrested on the drug charges along with the officers, and another suspect still is at large.

Officer Wayne C. Brown was indicted by the grand jury on charges of aiding alleged drug dealer Darrell King avoid arrest.

The arrests ended a joint investigation by federal narcotics agents and Oakland vice control officers, an investigation that be-

gan when Police Chief George T. Hart sought help from government forces early last year.

A tap on the home telephone of one of the suspect police officers last fall provided part of the evidence.

The arrests, with the exception of the suspect who got away, included everyone in the drug ring, according to Daniel J. Addario, special agent in charge of the U.S. Drug Enforcement Administration office in San Francisco.

At the same time, agents collected "a substantial amount of heroin," Addario said.

Arrested when they showed up for work as plainclothes officers were Wayne C. Brown, 29, of San

Ramon, who has worked in vice control since 1973, and Carl, A. Gayden, 30, of Oakland, a vice officer since 1974.

The other suspects arrested were Ollye L. Robinson, 27, of San Francisco, a city social services worker; Richard T. McKinney, 45, of Dublin, a civilian worker at the Alameda Naval Air Station; Hugo V. Rivera, 46, of Oakland, an unemployed bartender; Reginald Whitley, 24, of San Francisco, and Marvin D. Jordan, 18, of Oakland. Each is charged with one count of conspiracy to distribute cocaine.

They appeared Friday before

See VICE, Back Page

In an Oct. 20 telephone conversation, according to the de-

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U.S. Magistrate Richard K. Goldsmith who scheduled a preliminary hearing for Feb. 13. Bail for each was set at \$5,000, except for Marvin Jordan, whose bail is \$10,000 because he played what U.S. Attorney G. William Hunter called "a much more significant role" in the case.

At large is Robert Lee Jordan, no occupation or address known, who faces the same one-count charge as the others.

Brown is accused in the indictment of two counts of obstruction of justice and one count of being an accessory-after-the-fact for allegedly warning King that U.S. Drug Enforcement Administration agents had a warrant to arrest King on charges of possession of heroin and to search his home at 5510 Dover St. in Oakland.

Agents found a pound of high-grade heroin in the home on the night of Sept. 26, but King had

gone. He was a fugitive until Nov. 19 when Stockton police stopped him for an automobile license violation and found a handgun and \$36,000 in counterfeit currency in the trunk.

King, 36, is being held in San Francisco for retrial on a charge that he murdered Jerome Benson of Hayes Valley in 1979 when Benson held back money in a drug transaction.

The grand jury accuses Brown of acting to "conceal, advise and offer assistance" to King, thereby "frustrating and impeding prosecution" of King, and acting to "relieve, comfort and assist" King in averting arrest.

An additional bail of \$12,500 was set for Brown in connection with the jury indictment.

The indictment contains a deposition by federal agent James R. Krehviel who tapped Brown's telephone in San Ramon for 20 days last October with an authorization from U.S. District Courty Judge Samuel Conte. The

authorization was extended in November by U.S. District Judge Robert F. Peckham.

Krehviel's deposition lists conversations between Brown and Gayden, and between Brown and the other suspects, all containing discussions of the buying and selling of cocaine.

Brown and Gayden, for example, in an Oct. 23 phone conversation, discussed the quality of cocaine they had just received and the price for it, the indictment alleged.

In an Oct. 21 phone call, Whitley complains that cocaine purchased from Brown was "no good" and Brown replies that he sells it "\$50 cheaper than the others," the deposition said.

In an Oct. 20 telephone conversation, according to the deposition, Brown agrees to meet Whitley at a MacDonald's restaurant in San Francisco, but adds that he has so many orders for cocaine that "you can only get a quarter (of a) book today."

And on that same day, Brown telephones Marvin Jordan asking if Jordan "can move a quarter" book and Jordan replies, "Way more."

Police Chief Hart, in a statement issued after the arrests Friday, acknowledged that DEA agents came "quickly and ably" into the case at his request, adding that his own vice control officers did "fine work" in the case.

But Hart added, "I regret and I am incensed, that members of this department involved themselves in conduct that has resulted in these charges — conduct that is both illegal and a blatant violation of the trust that has been bestowed upon them."

Wayne Brown, in August, 1978, negotiated for 51 hours with an armed man holding an infant hostage in an East Oakland apartment, until the man walked out and handed him the unharmed baby.

"I just started rapping with him," Brown said afterward.

"I was trying to build his confidence in us"

6 indicted in cocaine traffic case

FEB 19 1981

SAN FRANCISCO — Two Oakland undercover police officers and four others were indicted by a federal grand jury here Wednesday on drug-dealing conspiracy charges.

The two officers, Wayne C. Brown, 29, and his co-narcotic agent, Carl A. Gayden, 30, were arrested Feb. 6 by Oakland undercover officers and agents from the U.S. Drug Enforcement Agency and charged with trafficking in cocaine.

Brown also was indicted on five counts of using a telephone to engage in a felony offense of drug dealing, and Gayden is charged with one count of the same offense.

The others indicted are Robert Lee Jordan, still at large; his nephew, Marvin Jordan, 18; Reginald Whitney, 24, of San Francisco, and Richard T. McKinney, 45, a U.S. Navy civilian employee. They face charges of telephone conspiracy, based on taps placed by the DEA on Brown prior to his arrest. The Jordans are Brown's uncle and cousin.

Two others arrested in the joint Oakland police and DEA sweep Feb. 6 were not indicted. They are Hugo V. Rivera, unemployed bartender, and Ollye L. Robinson, 27, a social services worker of San Francisco.

Brown has been with the Oakland force for seven years, and Gayden six.

2 former vice officers plead guilty

EB MAY 6 1981
By Carol Benfell
Tribune Staff Writer

SAN FRANCISCO — Two former Oakland vice squad officers were among five Eastbay men who pleaded guilty in U.S. District Court on Tuesday to charges of using a telephone to conduct cocaine deals.

Sentencing for Wayne Brown, 29, and Carl Gayden, 30, who have resigned after seven years on the Oakland police force, was

set for May 29. Each faces a possible sentence of four years in prison and a \$30,000 fine.

In exchange for guilty pleas on the telephone counts, charges of conspiracy to distribute cocaine were dropped against Brown, Gayden and three others: Richard McKinney, 45, of Dublin; Marvin Jordan, 19, of Oakland, and Reginald Whitley, 24, of San Francisco.

A sixth man arrested Feb. 6 as part of a cocaine ring — Robert

Lee Jordan, 41, of Oakland — pleaded guilty to a misdemeanor of possessing cocaine. He faces a maximum of one year in jail and a \$5,000 fine.

Brown is also charged with helping reputed Oakland heroin drug czar Darrel King escape from federal narcotics agents last fall. He waived a jury trial on three charges of obstructing justice and aiding a fugitive.

Judge William Schwarzer will decide his case after a hearing May 15.

2 ex-cops guilty in dope case

By Carol Benfell
Tribune Staff Writer

MAY 7 1981

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SAN FRANCISCO — Two former Oakland vice squad officers pleaded guilty in U.S. District Court Tuesday to charges of using a telephone to make cocaine deals.

Wayne Brown, 29, and Carl Gayden, 30, both seven-year veterans of the Oakland Police Department, face four years in prison and a \$30,000 fine. They will be sentenced May 29.

Brown, who is also charged with helping reputed drug czar Darrel King escape from federal narcotics agents last fall, waived a jury trial on three charges of obstructing justice and aiding a fugitive.

Brown will be tried on those charges May 15 before Judge William Schwarzer. If convicted on all three counts, he faces a maximum additional 17½ years in prison and a \$22,500 fine.

Brown is charged with warning King of an impending raid on his Oakland home last September. King was finally arrested in Stockton in November.

The pleas by Brown and Gayden were part of a plea bargain arranged with the U.S. attorney's office. Brown, Gayden and three other men charged as part of a cocaine ring pleaded guilty to use of a telephone to facilitate drug deals and, in exchange, charges of conspiring to distribute cocaine were dropped.

The three are: Richard McKinney, 45, of Dublin; Marvin Jordan, 19, also known as Marvin Blackwell, of Oakland; and Reginald Whitley, 24, of San Francisco.

A sixth man, Robert Lee Jordan, 41, of Oakland, pleaded guilty to a misdemeanor charge of possessing cocaine, and faces a possible one year in prison and a \$5,000 fine. Robert Jordan is Marvin Jordan's father and Wayne Brown's uncle.

The men were arrested Feb. 6 by Oakland undercover officers and agents of the Federal Drug Enforcement Agency after tipsters told Police Chief George Hart two of his officers were dealing dope. Brown and Gayden resigned immediately after their indictments.

FRI MAY 10 1991
Court rules against woman's visitation rights

SAN FRANCISCO — A state appeals court yesterday rescinded the visitation rights of a woman who claimed she acted as a mother to the child of her ex-boyfriend when she lived with him from 1986 to 1987.

In a unanimous decision, a three-judge panel of the state Court of Appeal set new standards that raise the hurdles for non-parents seeking visitation rights when both parents of the child object.

The appeals court reversed a 1989 decision of Alameda County Superior Court Judge Roderic Duncan, who gave Darcel Marlene Stockey the right to visit her former boyfriend's daughter, Jennifer, for four hours a month. Both Jennifer's father, Carl Gayden, and the child's mother, Gayden's ex-wife Ava Carrie, challenged the order.

Gayden and Carrie, both of Oakland, now share joint legal custody of Jennifer, 5, who lives with her father. The 1989 lower court order giving Stockey visitation rights was suspended while the case was under appeal.

Ex-Oakland policemen sentenced for drugs

MAY 30 1981

By Carol Benfell
Tribune Staff Writer

SAN FRANCISCO — Former Oakland policemen Wayne Brown and Carl Gayden, vice squad officers who themselves became involved in drug trafficking, were sentenced Friday to federal prison.

Brown was sentenced to two years and Gayden received an 18-month sentence.

The sentences fell far short of the four-year maximum possible, but were greater than the terms requested by attorneys for the ex-officers.

"I'm ashamed and embarrassed and very, very sorry I compromised my job as an Oakland Police officer," Brown told the judge before sentencing. "I'm very, very sorry."

Gayden said he wanted to "formally apologize for my actions. I not only compromised my job, but the public trust as well," he said.

Both officers pleaded guilty two weeks ago to use of a telephone to conduct drug deals. In exchange for their plea, the U.S. Attorney's office dropped charges of conspiracy to distribute cocaine.

In pronouncing sentence, U.S. District Court Judge William Schwarzer said the defendants had "violated the public trust in a very serious way and compromised the enforcement of drug laws in Oakland."

"But the punishment (they) imposed on (themselves) is greater than any punishment the court can impose," Schwarzer said, apparently referring to the destruction of the officer's careers and the break-up of Brown's marriage.

Both men are now working in

construction jobs.

Two other men, arrested at the same time as Brown and Gayden, were also sentenced for use of a telephone in drug transactions.

Reginald Whitley, 24, San Francisco, was given a suspended sentence of three years, six months to be served in jail concurrently with his present sentence on a separate state conviction, and five years probation.

Whitley must also attend remedial education programs and submit to drug counseling during the probationary term, Schwarzer said.

Richard McKinney, 45, received a two year suspended sentence, six months of which is to be served in a prison-work furlough program, and 2 years' probation.

Robert Jordan, 41, of Oakland, pleaded guilty to possession of cocaine and was given a one-year suspended sentence, two years' probation and was ordered to perform 200 hours of community service.

Sentencing of a fourth man, Marvin Jordan, 18, of Oakland, was postponed until June 19.

The six were arrested Feb. 6, after a tap on Brown's telephone revealed conversations with the others involving sales of cocaine.

The arrests ended a joint investigation by federal narcotics officers and Oakland vice control officers which began when an informant told Police Chief George Hart two officers were dealing dope.

Brown faces additional charges in federal court arising from a telephone call in which he allegedly warned reputed drug king Darrel King that police were on the way to search his home.